UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

MARILYN HERTZING,)	
Plaintiff,)	
v.)	Cause No. 4:10CV1174 RWS
MICHAEL J. ASTRUE, Commissioner of Social Security,)	
Defendant.)	

MEMORANDUM AND ORDER

This matter is before me on a Report and Recommendation to affirm the decision of the Commissioner of Social Security to deny Plaintiff Supplemental Security Income under Title XVI of the Social Security Act. Neither of the parties has filed an objection to this recommendation.

This matter was referred to United States Magistrate Judge Nannette A. Baker for a Report and Recommendation pursuant to 28 U.S.C. § 636(b). Judge Baker issued a Report and Recommendation on June 7, 2011 that recommended that the Commissioner's decision to deny benefits should be affirmed. Judge Baker found that the Administrative Law Judge's determination that Plaintiff was not entitled to benefits was supported by substantial evidence in the record.

Any objections to Judge Bakers's Report and Recommendation had to be filed by June 21, 2011. Neither of the parties has filed an objection as of today's date.

Accordingly,

IT IS HEREBY ORDERED that the Report and Recommendation of the United States

Magistrate Judge Baker is SUSTAINED, ADOPTED AND INCORPORATED herein. The

Commissioner of Social Security's decision to deny Supplemental Security Income benefits to

Plaintiff is affirmed

RODNEY W. SIPPEL

UNITED STATES DISTRICT JUDGE

Dated this 28th day of June, 2011.